

SENATE BILL 405
By Haynes

AN ACT to amend Tennessee Code Annotated, Section 13-7-208; Section 36-6-413; Title 54, Chapter 4, Part 2; Section 57-3-501; Section 57-4-102; Section 57-5-101; Title 67, Chapter 3, Part 2 and Title 67, Chapter 6, Part 1, relative to state tax sharing with local government.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 13-7-208(f), is amended by deleting the language "premiere type tourist resort according to §67-6-103(a)(3)(B)." and by substituting instead the following language:

premier type tourist resort city. For purposes of this subsection, "premier type tourist resort city" means any municipality having a population of one thousand one hundred (1,100) or more persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants.

SECTION 2.

(a) Tennessee Code Annotated, Section 36-6-413(b)(2), is amended by deleting from the first sentence the language "pursuant to §67-6-103(a)(3)(B)" and by substituting instead the word "city".

(b) Tennessee Code Annotated, Section 36-6-413(b)(2), is further amended by inserting the following language immediately after the first sentence:

For purposes of this subdivision, "premier type tourist resort city" means any municipality having a population of one thousand one hundred (1,100) or more

persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants.

SECTION 3. Tennessee Code Annotated, Section 54-4-203, is amended by deleting subsection (c).

SECTION 4.

(a) Tennessee Code Annotated, Section 57-3-501(b), is amended by deleting the language "a municipal corporation as defined in § 67-6-103(a)(3)(B)(i)" and by substituting instead the following language:

a premier type tourist resort city

(b) Tennessee Code Annotated, Section 57-3-501(b), is further amended by adding the following sentence to the end of the subsection:

For purposes of this subsection, "premier type tourist resort city" means any municipality having a population of one thousand one hundred (1,100) or more persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants.

SECTION 5.

(a) Tennessee Code Annotated, Section 57-4-102(13)(B), is amended by deleting the language "premiere resort city as defined by § 67-6-103(a)(3)(B)(i)" and by substituting instead the following language:

premier resort city. For purposes of this subdivision, "premier resort city" means any municipality having a population of one thousand one hundred (1,100) or more persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants;

(b) Tennessee Code Annotated, Section 57-4-102(24)(V), is amended by deleting the language "as defined in § 67-6-103(a)(3)(B)(iii)" and by adding the following language to the end of the subdivision:

city. For purposes of this subdivision, "premier type tourist resort city" means any municipality having a population of one thousand one hundred (1,100) or more persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants, and in which is also located a theme park of not less than eighty (80) acres;

SECTION 6. Tennessee Code Annotated, Section 57-5-101(c)(3), is amended by deleting the language ", as defined in § 67-6-103(a)(3)(B)(i) and (a)(3)(B)(iii)" and by adding the following sentence to the end of the subdivision:

For purposes of this subdivision, "premier resort city" means any municipality having a population of one thousand one hundred (1,100) or more persons, according to the federal census of 1970 or any subsequent federal census, in which at least forty percent (40%) of the assessed valuation, as shown by the tax assessment rolls or books of the

municipality, of the real estate in the municipality consists of hotels, motels, tourist courts accommodation, tourist shops and restaurants, and in which is also located a theme park of not less than eighty (80) acres.

SECTION 7. Tennessee Code Annotated, Section 67-6-103(a)(3), is amended by deleting item (B).

SECTION 8. This act shall take effect July 1, 2005, the public welfare requiring it.